IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

DANIEL L. SPENCE §

VS. § CIVIL ACTION NO. 1:05cv699

WARDEN OUTLAW §

FINAL JUDGMENT

This action came on before the Court, and the issues having been duly considered and a decision rendered, it is

ORDERED and ADJUDGED that this petition for writ of habeas corpus is DISMISSED without prejudice pursuant to Federal Rule of Civil Procedure 41(a).

All motions by either party not previously ruled on are hereby $\ensuremath{\mathbf{DENIED}}$.

SIGNED this the 9 day of November, 2005.

Thad Heartfield

United States District Judge